

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2565 OF 2003
IN
WRIT PETITION NO. 3094 OF 2003

Shri Bhupal Appa Navale .. Applicant.

V/s.

1. Shri Prakash Purushottam Nagvekar
& Ors. .. Respondents.

Mr.A.B.Vagyani for the Applicant.

Mr.R.R.Salvi for the Respondent No.1.

Ms. Madhvi Tavanandi for the Respondent No.2.

CORAM : S. A. BOBDE, J.

DATED : 31st AUGUST, 2007.

P.C. :-

. This application for vacating stay is moved on the ground that the original petitioner - Prakash has sold the suit flat; whereas he has made a statement to the contrary. Mr. Salvi appearing for the said Prakash points out from his affidavit in reply, stating that he has not sold the suit flat in question but has only allowed some relatives to stay in the suit flat. Hence, the suit flat would be available in case the execution application of the applicant is allowed. Thus, there is no reason to vacate the stay. The application is rejected.

(S.A.BOBDE, J.)